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COMMONWEALTH OF VIRGINIA
STATE CORPORATION COMMISSION

AT RICHMOND, SEPTEMBER 13, 2001

APPLICATION OF

BGE COMMERCIAL BUILDING SYSTEMS, INC.

CASE NO. PUE010476

For a permanent license to conduct
business as a natural gas competitive
service provider

ORDER FOR NOTICE AND COMMENT

On August 28, 2001, BGE Commercial Building Systems, Inc., ("BGE" or "the Company"), filed an application with the State Corporation Commission ("Commission") to convert its pilot license, License No. PG-17, to a permanent license to provide competitive natural gas service to commercial and industrial retail customers in Washington Gas Light Company's service territory. The Company attested that it would abide by all applicable regulations of the Commission as required by 20 VAC 5-312-40.

On December 21, 2000, BGE completed an application for a license to conduct business in a natural gas retail access pilot program. This application sought authority to provide competitive natural gas services to commercial and industrial customers participating in the natural gas retail access pilot program of Washington Gas Light Company ("WGL").

After providing notice and opportunity for hearing, and receiving no comments from the public, and after considering its Staff's Report and the Company's response thereto, the Commission issued an Order on February 5, 2001, that, among other things, granted the Company License No. PG-17 to provide competitive natural gas service to commercial and industrial retail customers in conjunction with the retail access pilot program of WGL.¹

On June 19, 2001, the Commission entered its Final Order in Case No. PUE010013, adopting its Rules Governing Retail Access to Competitive Energy Services ("Retail Access Rules"), 20 VAC 5-312-10, et seq.² Page 6 of this Order provided that each competitive service provider who wished to convert its pilot license to a permanent license to participate in retail access must submit a request to do so in writing to the Commission on or before August 31, 2001. We directed that: (i) each such request must include an attestation that the information provided and updated in its application for a pilot license is true and correct, (ii) the Company must attest that it will

¹ Application of BGE Commercial Building Systems, Inc., For a license to conduct business as a competitive service provider in a natural gas retail access pilot program, Case No. PUE000484, Document Control Center No. 010210113, Order Granting License (February 5, 2001).

² Commonwealth of Virginia, At the relation of the State Corporation Commission, Ex Parte: In the matter of establishing rules for retail access, Case No. PUE010013, Document Control Center No. 01063011, Final Order (June 19, 2001).

abide by all applicable regulations of the Commission, as required by 20 VAC 5-312-40 B, and (iii) the Company must include any changes to information previously provided to the Commission, as required by 20 VAC 5-312-20 R.

NOW UPON CONSIDERATION of BGE's application to convert its present license to a permanent license, the Commission is of the opinion and finds that BGE's application should be docketed; that this Order should be served upon appropriate persons; and that these persons should have an opportunity to comment on BGE's application.

Accordingly, IT IS ORDERED THAT:

(1) This application shall be docketed and assigned Case No. PUE010476.

(2) A copy of the application and supporting documents shall be made available for public inspection in the Commission's Document Control Center, located on the first floor of the Tyler Building, 1300 East Main Street, Richmond, Virginia, during the Commission's regular hours of operation, between the hours of 8:15 a.m. and 5:00 p.m., Monday through Friday.

(3) On or before September 19, 2001, BGE shall serve a copy of this Order upon Donald R. Hayes, Esquire, Washington Gas Light Company, 1100 H Street, N. W., Washington, D.C. 20080.

(4) Any interested person may request a copy of the application, accompanying materials, and this Order by directing a request in writing to the Company, c/o Scott Lancaster, BGE Commercial Building Systems, Inc., 7161 Columbia Gateway Drive, Columbia, Maryland 21046-2559. The Company shall, within three (3) days of receipt of the request, serve the requested documents upon the person making such request.

(5) An original and fifteen (15) copies of any comments on the application shall be filed on or before September 28, 2001, with Joel H. Peck, Clerk, State Corporation Commission, c/o Document Control Center, P. O. Box 2118, Richmond, Virginia 23218-2118. Comments must refer to Case No. PUE010476. A copy of such comments must also be served on or before September 28, 2001, by first-class mail, or hand-delivered, to the Company, c/o Scott Lancaster, BGE Commercial Building Systems, Inc., 7161 Columbia Gateway Drive, Columbia, Maryland 21046-2559.

(6) On or before October 5, 2001, the Company and the Staff of the Commission may each file with the Clerk of the Commission an original and fifteen (15) copies of any response they may have to any comments that have been filed and the captioned application, and shall serve a copy of such response on the Company and Staff, as appropriate, as well as upon any person submitting comments.

(7) The Company shall respond to written interrogatories or data requests within five (5) calendar days after the receipt of the same. Interrogatories and data requests, as well as the responses thereto, shall be transmitted via facsimile as well as by first-class mail. Except as modified herein, discovery shall be in accordance with Part IV of the Commission's Rules of Practice and Procedure, 5 VAC 5-20-10, et seq.

(8) This matter shall be continued generally.